



Atty. Docket No: 2681(203-3492PCTUS)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Keith L. Milliman et al.

EXAMINER: Brian D. Nash

SERIAL NO.: 10/528,975

GROUP: 3721

FILED: March 23, 2005

DATED: June 26, 2007

FOR: **SURGICAL STAPLING DEVICE WITH
VISUAL INDICATOR**

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO/SB/08A is brought to the attention of the Examiner. Copies of the U.S. patent documents are not provided in accordance with the waiver of that requirement under 37 C.F.R. §1.98.

Copies of the foreign patents are enclosed.

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

06/29/2007 TNGUYEN2 00000053 210550 10528975

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Dated: June 26, 2007

Christopher G. Trainor
Christopher G. Trainor

The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

☐ This information disclosure statement is being filed within three (3) months of the filing date of this application.

☐ This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.

☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114.

☐ To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.

☐ Applicant hereby states that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this statement as set forth in 37 C.F.R. §1.97(e)(1).

☐ Enclosed herewith is a petition under 37 C.F.R. §1.97(d)(2).

☐ Enclosed by check is the petition fee of \$130.00. (37 C.F.R. §1.17(i)(1))

☐ Please charge the \$130.00 petition fee to Deposit Account No. 21-0550.

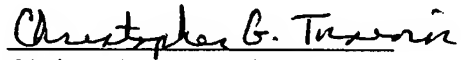
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The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,



Christopher G. Trainor

Reg. No.: 39,517

Attorney for Applicant(s)

Carter, DeLuca, Farrell & Schmidt, LLP

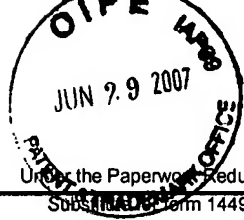
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Application Number	10/528,975
Filing Date	March 23, 2005
First Named Inventor	Keith L. Milliman et al.
Art Unit	3721
Examiner Name	Brian D. Nash
Attorney Docket Number	2861 (203-3492PCTUS)

Sheet 1 of 14

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-7,182,239	2/27/2007	Myers	
		US-7,179,267	2/20/2007	Nolan et al.	
		US-7,168,604	1/30/2007	Milliman et al.	
		US-7,114,642	10/3/2006	Whitman	
		US-7,128,748	10/31/2006	Mooradian et al.	
		US-7,122,044	10/17/2006	Bolduc et al.	
		US-7,118,528	10/10/2006	Piskun	
		US-7,080,769	7/25/2006	Vresh et al.	
		US-7,059,510	6/13/2006	Orban, III	
		US-7,059,331	6/13/2006	Adams et al.	
		US-7,032,798	4/25/2006	Whitman et al.	
		US-6,981,941	1/3/2006	Whitman et al.	
		US-6,938,814	9/6/2005	Sharma et al.	
		US-6,905,504	6/14/2005	Vargas	
		US-6,884,250	4/26/2005	Monassevitch et al.	
		US-6,874,669	4/5/2005	Adams et al.	
		US-6,872,214	3/29/2005	Sonnenschein et al.	
		US-6,866,178	3/15/2005	Adams et al.	
		US-6,840,423	1/11/2005	Adams et al.	
		US-6,827,246	12/7/2004	Sullivan et al.	
		US-6,820,791	11/23/2004	Adams	
		US-6,769,594	8/3/2004	Orban, III	
		US-6,769,590	8/3/2004	Vresh et al.	

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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		1057729	5/1959	Germany		
		3301713	11/1989	Germany		
		1588250	4/1970	France		
		2443239	12/1979	France		
		7711347	10/1977	Netherlands		

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Complete if Known

Sheet	2	of	14	Application Number	10/528,975
				Filing Date	March 23, 2005
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		Number-Kind Code ² (if known)			
		US-6,763,993	7/20/2004	Bolduc et al.	
		US-6,742,692	6/1/2004	Hartwick	
		US-6,716,233	4/6/2004	Whitman	
		US-6,716,222	4/6/2004	McAlister et al.	
		US-6,695,199	2/24/2004	Whitman	
		US-6,695,198	2/24/2004	Adams et al.	
		US-6,681,979	1/27/2004	Whitman	
		US-6,685,079	2/3/2004	Sharma et al.	
		US-6,676,671	1/13/2004	Robertson et al.	
		US-6,659,327	12/9/2003	Heck et al.	
		US-6,632,237	10/14/2003	Ben-David et al.	
		US-6,632,227	10/14/2003	Adams	
		US-6,631,837	10/14/2003	Heck	
		US-6,629,630	10/7/2003	Adams	
		US-6,626,921	9/30/2003	Blatter et al.	
		US-6,623,227	9/23/2003	Scott et al.	
		US-6,605,078	8/12/2003	Adams	
		US-6,601,749	8/5/2003	Sullivan et al.	

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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		282157	9/1988	EPO		
		908529	8/1972	Canada		
		0190022	8/1986	EPO		
		0152382	8/1985	EPO		

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		US-6,592,596	7/15/2003	Geitz	
		US-6,588,643	7/8/2003	Bolduc et al.	
		US-6,585,144	7/1/2003	Adams et al.	
		US-6,578,751	6/17/2003	Hartwick	
		US-6,533,157	3/18/2003	Whitman	
		US-6,520,398	2/18/2003	Nicolo	
		US-6,517,566	2/11/2003	Hovland et al.	
		US-6,503,259	1/7/2003	Huxel et al.	
		US-6,494,877	12/17/2002	Odell et al.	
		US-6,491,201	12/10/2002	Whitman	
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		US-6,343,731	2/5/2002	Adams et al.	

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		0173451	3/1986	EPO		
		0503689	9/1992	EPO		
		1461464	12/1966	France		
		2016991	9/1979	United Kingdom		
		2070499	9/1981	United Kingdom		

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		Number-Kind Code ² (if known)			
		US-6,338,737	1/15/2002	Toledano	
		US-6,302,311	10/16/2001	Adams et al.	
		US-6,279,809	8/28/2001	Nicolo	
		US-6,269,997	8/7/2001	Balázs et al.	
		US-6,264,086	7/24/2001	McGuckin, Jr.	
		US-6,258,107	7/10/2001	Balázs et al.	
		US-6,253,984	7/3/2001	Heck et al.	
		US-6,241,140	6/5/2001	Adams et al.	
		US-6,209,773	4/3/2001	Bolduc et al.	
		US-6,203,553	3/20/2001	Robertson et al.	
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		US-6,179,195	1/30/2001	Adams et al.	
		US-6,176,413	1/23/2001	Heck et al.	
		US-6,149,667	11/21/2000	Hovland et al.	
		US-6,126,058	10/3/2000	Adams et al.	
		US-6,119,913	9/19/2000	Adams et al.	
		US-6,117,148	9/12/2000	Ravo et al.	
		US-6,102,271	8/15/2000	Longo et al.	

FOREIGN PATENT DOCUMENTS

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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		8706448	11/1987	WIPO		
		8900406	1/1989	WIPO		
		9006085	6/1990	WIPO		
		1185292	3/1970	United Kingdom		

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		US-6,083,241	7/4/2000	Longo et al.	
		US-6,068,636	5/30/2000	Chen	
		US-6,053,390	4/25/2000	Green et al.	
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		US-5,993,468	11/30/1999	Rygaard	
		US-5,957,363	9/28/1999	Heck	
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		US-5,839,639	11/24/1998	Sauer et al.	
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		US-5,799,857	9/1/1998	Robertson et al.	
		US-5,758,814	6/2/1998	Gallagher et al.	
		US-5,732,872	3/31/1998	Bolduc et al.	

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Examiner Signature	Date Considered
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		US-5,720,755	2/24/1998	Dakov	
		US-5,718,360	2/17/1998	Green et al.	
		US-5,715,987	2/10/1998	Kelley et al.	
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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

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Application Number	10/528,975
Filing Date	March 23, 2005
First Named Inventor	Keith L. Milliman et al.
Art Unit	3721
Examiner Name	Brian D. Nash
Attorney Docket Number	2861 (203-3492PCTUS)

Sheet 7

of 14

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-5,445,644	8/29/1995	Pietrafitta et al.	
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Sheet	8	of	14	Application Number	10/528,975
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Attorney Docket Number	2861 (203-3492PCTUS)

Sheet 9

of 14

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Sheet	10	of	14	Application Number	10/528,975
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Sheet 11

of 14

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Sheet 12

of 14

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

Application Number	10/528,975
Filing Date	March 23, 2005
First Named Inventor	Keith L. Milliman et al.
Art Unit	3721
Examiner Name	Brian D. Nash
Attorney Docket Number	2861 (203-3492PCTUS)

Sheet 13

of 14

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-2005/0145674	7/7/2005	Sonnenschein et al.	
		US-2005/0143758	6/30/2005	Abbott et al.	
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Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

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